UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

v.

RAFAEL ROSARIO,

DEFENDANT.

TO BE FILED UNDER SEAL

WAIVER OF INDICTMENT

CASE NUMBER: 11-CR-204 (JS)

I, RAFAEL ROSARIO, the above named defendant, who is accused of Possession With Intent To Distribute Cocaine, in violation of Title 21, United States Code, Section 841(a)(1) being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on March 25, 2011, prosecution by indictment and consent that the proceeding may be by information rather than by indictment. Because disclosure of the contents of this Waiver of Indictment would jeopardize an ongoing investigation, threaten the safety of witnesses or result in the destruction of evidence, it is further requested that this Waiver of Indictment be sealed and remain under seal until further order of the Court.

Defendant

Counsel for Defendant

Before
Judicial Officer